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RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1645

PATENT  
0933-0162P

#19  
JM  
10/9/02

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Eino E. Hakalehto Conf.: 3800  
Appl. No.: 09/646,043 Group: 1645  
Filed: October 25, 2000 Examiner: Shahnash-Shah  
For: METHOD FOR DETECTING MICROBES FROM AN  
ENRICHMENT CULTURE

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents  
Washington, DC 20231

September 30, 2002  
(Monday)

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated March 29, 2002 of the Primary Examiner finally rejecting claims 14-26.

☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$460.00 is required for the full period of the above-requested extension of time.

☐ An extension of \_\_\_\_\_ ( ) month(s) for responding to the Final Rejection was previously requested and paid for on \_\_\_\_\_. Thus a fee of \$0.00 is required to obtain an additional \_\_\_\_\_ ( ) month(s) for filing the Notice of Appeal.

10/02/2002 JBALINAM 00000014 09646043

01 FC:217 460.00 OP

10/02/2002 JBALINAM 00000014 09646043

02 FC:219 160.00 OP

Appl. No. 09/646,043

☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$320.00

☒ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$620.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$160.00 and \$460.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By *Gerald M. Murphy, Jr.*  
Gerald M. Murphy, Jr., #28,977

*[Signature]*  
GMM/KJR/jao  
0933-0162P

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(Rev. 02/20/02)